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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHARLES D. RIEL,)	NO. CIV S-01-0507 LKK-KJM
)	
Petitioner,)	<u>DEATH PENALTY CASE</u>
)	
vs.)	
)	STIPULATION AND ORDER SUBMITTING
WARDEN, San Quentin State Prison,)	MOTION ON THE PAPERS
)	
Respondent.)	
)	
)	

Petitioner and Respondent, by and through their respective counsel, stipulate and agree to have the motion for a protective order taken off calendar and to submit the matter on the papers. However,

Respondent continues to oppose Petitioner's motion and the latest proposed order appended to Petitioner's reply brief.

Respectfully submitted March 25, 2010.

ROBERT D. BACON

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JOAN M. FISHER
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/s/ Tivon Schardl
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and

EDMUND G. BROWN JR.
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/s/ Paul A. Bernardino, as authorized on 3/25/2010
PAUL A. BERNARDINO
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ORDER

The parties having stipulated and agreed to have the matter submitted on the papers, the hearing scheduled for March 31, 2010 on Petitioner's motion for a protective order is vacated, and the matter is deemed submitted.

IT IS SO ORDERED.

DATED: March 29, 2010.



U.S. MAGISTRATE JUDGE